

4/20/15

1:46 P.M.

Chapter No. 92  
15/SS26/ANAP1SG  
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## ***SENATE BILL NO. 2837***

Originated in Senate Ling Welch Secretary

SENATE BILL NO. 2837

AN ACT MAKING AN ADDITIONAL APPROPRIATION OF GENERAL FUNDS, HEALTH CARE EXPENDABLE FUNDS, CAPITAL EXPENSE FUNDS AND SPECIAL FUNDS TO DEFRAY THE EXPENSES OF THE DEPARTMENT OF FINANCE AND ADMINISTRATION FOR FISCAL YEARS 2015 AND 2016; THE OFFICE OF THE GOVERNOR-DIVISION OF MEDICAID FOR FISCAL YEAR 2015; THE STATE BOARD OF ACCOUNTANCY FOR FISCAL YEARS 2015 AND 2016; THE JUDICIAL PERFORMANCE COMMISSION FOR FISCAL YEARS 2015 AND 2016; CAPITAL POST CONVICTION FOR FISCAL YEARS 2015 AND 2016; THE MISSISSIPPI NATIONAL GUARD FOR FISCAL YEAR 2015; THE UNIVERSITY MEDICAL CENTER FOR FISCAL YEAR 2015; THE MISSISSIPPI DEPARTMENT OF EDUCATION FOR FISCAL YEARS 2015 AND 2016; THE OFFICE OF THE STATE AUDITOR FOR FISCAL YEAR 2015; THE ATTORNEY GENERAL'S OFFICE FOR FISCAL YEAR 2015 AND FISCAL YEAR 2016; THE INSTITUTIONS OF HIGHER LEARNING OFFICE OF STUDENT FINANCIAL AID FOR FISCAL YEAR 2015; THE STATE BOARD OF NURSING FOR FISCAL YEAR 2015; THE MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEARS 2015 AND 2016; DEPARTMENT OF ARCHIVES AND HISTORY FOR FISCAL YEARS 2015 AND 2016; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

**SECTION 1.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of the Department

of Finance and Administration for the period beginning upon the  
passage of this act and through June 30, 2016 .....  
..... \$ 7,065,552.00.

This additional appropriation is made for the purpose of  
purchasing property insurance on state property as required by the  
Stafford Act, Section 311, Paragraph 5154 and 44 CFR 206.252 and  
206.253.

**SECTION 2.** In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Capital Expense Fund, and allocated in a manner as determined by  
the Treasurer's office to defray the expenses of the Office of the  
Governor-Division of Medicaid for the period beginning upon  
passage of this act and through the fiscal year ending  
June 30, 2016 ..... \$ 89,606,805.00.

This additional appropriation is made for the purpose of  
supporting the operations of the Office of the Governor-Division  
of Medicaid.

**SECTION 3.** In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Office of the Governor-Division of Medicaid, and allocated in a  
manner as determined by the Treasurer's office to defray the  
expenses of the Governor's Division of Medicaid for the period

beginning upon passage of this act and through the fiscal year  
ending June 30, 2016 ..... \$ 264,033,177.00.

This additional appropriation is made for the purpose of  
supporting the operations of the Office of the Governor-Division  
of Medicaid.

**SECTION 4.** In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Health Care Expendable Fund, and allocated in a manner as  
determined by the Treasurer's office for Office of the  
Governor-Division of Medicaid, for the period beginning upon  
passage of this act and through the fiscal year  
ending June 30, 2016 ..... \$ 3,055,564.00.

This additional appropriation is made for the purpose of  
supporting the operations of the Office of the Governor-Division  
of Medicaid.

**SECTION 5.** In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
State Board of Accountancy, and allocated in a manner as  
determined by the Treasurer's office to defray the expenses of the  
State Board of Accountancy for the period beginning upon passage  
of this act and through the fiscal year ending  
June 30, 2016 ..... \$ 66,000.00.

This additional appropriation is made for the purpose of defraying the expense of certain cost overages due to the implementation of the board's new licensing system.

**SECTION 6.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of the Judicial Performance Commission for the period beginning upon passage of this act and through the fiscal year ending  
June 30, 2016 ..... \$ 75,000.00.

This additional appropriation is made for the purpose of defraying expenses not paid due to loss of special funds.

**SECTION 7.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of Capital Post Conviction for the period beginning upon passage of this act and through the fiscal year ending June 30, 2016 ..... \$ 325,000.00.

This additional appropriation is made for the purpose of defraying expenses not paid due to loss of special funds.

**SECTION 8.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the

Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of the Mississippi National Guard for the period beginning upon passage of this act and through the fiscal year ending June 30, 2015 ..... \$ 227,000.00.

This additional appropriation is made for the purpose of defraying the cost of the loss of Federal Tuition Assistance for National Guard service members, veterans, and their families.

**SECTION 9.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of the University of Mississippi Medical Center for the period beginning upon passage of this act and through the fiscal year ending June 30, 2015 ..... \$ 105,000.00.

This additional appropriation is made for the purpose of funding the Rural Dental Scholarship Program.

**SECTION 10.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of the Mississippi Department of Education for the period beginning upon passage of this act and through the fiscal year ending

June 30, 2015 ..... \$ 250,000.00.

This additional appropriation is made for the purpose of defraying the expenses of the Magnolia Speech School.

**SECTION 11.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office to the Department of Education to defray the expenses of the Microsoft IT Academy for the period beginning July 1, 2015, and through the fiscal year ending June 30, 2016 ..... \$ 750,000.00.

**SECTION 12.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the General Fund, and allocated in a manner as determined by the Treasurer's office to the Department of Education for the support of the Equal Opportunity for All Students with Special Needs Program for the period beginning July 1, 2015, and through the fiscal year ending June 30, 2016 ..... \$ 1,200,000.00.

**SECTION 13.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Education Enhancement Fund, and allocated in a manner as determined by the Treasurer's office to the Department of Education for the support of the Equal Opportunity for All Student

with Special Needs Program for the period beginning July 1, 2015,  
and through the fiscal year ending  
June 30, 2016 ..... \$ 1,800,000.00.

SECTION 14. In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Department of Education, and allocated in a manner as determined  
by the Treasurer's office to defray the expenses of The Amplify  
data coaching pilot program for the period beginning July 1, 2015,  
and through the fiscal year ending  
June 30, 2016 ..... \$ 196,380.00.

SECTION 15. In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Department of Education, and allocated in a manner as determined  
by the Treasurer's office to defray the expenses of the  
Mississippi Council of Economic Education for professional  
development instruction in economics, personal finance and  
entrepreneurship for the period beginning July 1, 2015, and  
through the fiscal year ending June 30, 2016 ..... \$ 200,000.00.

SECTION 16. In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Capital Expense Fund, and allocated in a manner as determined by  
the Treasurer's office, to defray the expenses of the Mississippi



Department of Education for the period beginning upon passage of this act through the fiscal year ending

June 30, 2016 ..... \$ 100,000.00.

This additional appropriation is for Chalkable's Learning Earnings Pilot Program.

**SECTION 17.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of the Office of the State Auditor for the period beginning upon passage of this act and through the fiscal year ending

June 30, 2015 ..... \$ 637,000.00.

This additional appropriation is made to defray the cost of a full systems audit of statewide accounting system known as MAGIC.

**SECTION 18.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of the Attorney General's office for the period beginning upon passage of this act and through the fiscal year ending June 30, 2016 ... \$ 700,000.00.

This additional appropriation is made to defray the costs of the Chemfax Cleanup.

SECTION 19. In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the Capital Expense Fund, and allocated in a manner as determined by the Treasurer's office, to defray the expenses of paying for certain outside legal assistance, expert witness fees, court fees, judgments and settlement agreements incurred by the Office of the Attorney General for the period beginning upon passage of this act and through the fiscal year ending

June 30, 2015 ..... \$ 2,783,406.00.

Of the funds appropriated in this section, the following amounts are provided:

(a) Olivia Y., et al v. Haley Barbour, as Governor of the State of Mississippi; the Executive Director of the Department of Human Services; and Billy Mangold, as Director of the Division of Family and Children's Services and the Department of Human Services, United States District Court for the Southern District of Mississippi, Jackson Division,

Cause No. 3:04cv251(L) (N) ..... \$ 1,132,000.00.

(b) Olivia Y., et al v. Haley Barbour, as Governor of the State of Mississippi; the Executive Director of the Department of Human Services; and Billy Mangold, as Director of the Division of Family and Children's Services and the Department of Human Services, United States District Court for the Southern District of Mississippi, Jackson Division,

Cause No. 3:04cv251(L)(N) ..... \$ 227,889.00.

(c) Cirila Baltazar Cruz, et al v. Mississippi  
Department of Human Services (MDHS), et al, United States District  
Court for the Southern District of Mississippi,

Cause No. 3:10-cv-446-HTW-FKB ..... \$ 100,000.00.

(d) Albert Brown v. Mississippi Department of Health,  
United States District Court for the Southern District of  
Mississippi, Cause No. 3:11-cv-146-CWR-FKB ..... \$ 458,925.00.

(e) Marlita E. Pollard v. Hinds County Department of  
Human Services, et al, United States District Court for the  
Southern District of Mississippi,

Cause No. 3:13-cv-324-DPJ-FKB ..... \$ 100,000.00.

(f) Marsha L. Calhoun v. Michael W. Miller, United  
States District Court for the Southern District of Mississippi,  
Cause No. 3:12-cv-715-TSL-JCG ..... \$ 5,000.00.

(g) Natasha Evans Taylor v. Hinds County Department of  
Human Services, et al, United States District Court for the  
Southern District of Mississippi,

Cause No. 3:12-cv-729-HTW-MTP ..... \$ 2,000.00.

(h) John A. Hawn v. Christopher (C,G,) Hughes, Michael  
Berthay, in their individual capacities, and the Commissioner of  
Public Safety for the State of Mississippi, for declaratory  
relief; Northern District of Mississippi, Aberdeen Division,  
Cause No. 1:13-CV-36-GHD-DAS ..... \$ 15,000.00.

(i) David Curtis Johnson v Tori Hankins, James Clark and Felix Norwood; United States Court of Appeals For The Fifth Circuit No. 13-60526, Appeal from the United States District Court for the Southern District of Mississippi,

Cause No. 3:08-CV-632 ..... \$ 15,000.00.

(j) DePriest, et al v Walnut Grove Correctional Authority, United States District Court for the Southern District of Mississippi, Cause No. 3:10-cv-633 ..... \$ 40,000.00.

(k) Kennedy Brewer v. State of Mississippi, Circuit Court of Noxubee County, Mississippi, Claimant No. 2009-0099 ..... \$ 50,000.00.

(l) Levon Brooks v. State of Mississippi, Circuit Court of Noxubee County, Mississippi, Claimant No. 2009-0098 ..... \$ 50,000.00.

(m) Arthur Johnson v. State of Mississippi, Circuit Court of Sunflower County, Mississippi, Claimant No. 2009-0289-CI ..... \$ 50,000.00.

(n) Cedric Willis v. State of Mississippi, Circuit Court of Hinds County, Mississippi, Claimant No. 251-09-649-CIV ..... \$ 50,000.00.

(o) Sabrina Porter v. State of Mississippi, Circuit Court of Lowndes County, Mississippi, Claimant No. 2011-0014-CV1K. .... \$ 50,000.00.

(p) Rodney Demetrius Sands v. State of Mississippi, Circuit Court of Jefferson Davis County, Mississippi,

Claimant No. 2011-7H ..... \$ 39,998.00.

(q) Estate of Larry Ruffin v. State of Mississippi,  
Circuit Court of Forrest County, Mississippi,

Claimant No. CI-11-0238 ..... \$ 50,000.00.

(r) John Randall Alexander v. State of Mississippi,  
Circuit Court of Panola County, Mississippi,

Claimant No. CV-2011-56JMP2 ..... \$ 50,000.00.

(s) Matthew Norwood v. State of Mississippi, Circuit  
Court of Hinds County, Mississippi,

Claimant No. 251-10-861-CIV ..... \$ 50,000.00.

(t) Phillip Bivens v. State of Mississippi, Circuit  
Court of Forrest County, Mississippi,

Claimant No. CI11-0240 ..... \$ 50,000.00.

(u) Estate of Bobby Ray Dixon v. State of Mississippi,  
Circuit Court of Forrest County, Mississippi,

Claimant No. CI11-0239 ..... \$ 50,000.00.

(v) Jimmie Bass v. State of Mississippi, Circuit Court  
of Bolivar County, Mississippi,

Claimant No. 2011-0009 ..... \$ 50,000.00.

(w) Frank Sanders Tipton v. State of Mississippi,  
Circuit Court of Jackson County, Mississippi,

Claimant No. 2011-00019 ..... \$ 50,000.00.

(x) Counsel for Frank Sanders Tipton - Lowrey &  
Fortner, P.A. .... \$ 25,594.00.

(y) Derrick Lockett v. State of Mississippi, Circuit  
Court of Rankin County, Mississippi,  
Claimant No. 2012-178 ..... \$ 20,000.00.

(z) Counsel for Derrick Lockett - Sharon Henderson,  
Attorney at Law ..... \$ 2,000.00.

**SECTION 20.** In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Institutions of Higher Learning Office of Student Financial Aid,  
and allocated in a manner as determined by the Treasurer's office  
to defray the expenses of the Institutions of Higher Learning  
Office of Financial Aid for the period beginning upon passage of  
this act and through the fiscal year ending  
June 30, 2015 ..... \$600,000.00.

This additional appropriation is made for the purpose of  
defraying the expenses of the Institutions of Higher Learning  
Office of Student Financial Aid.

**SECTION 21.** In addition to all other sums herein  
appropriated, the following sum, or so much thereof as may be  
necessary, is appropriated out of any money to the credit of the  
Board of Nursing, and allocated in a manner as determined by the  
Treasurer's office to defray the expenses of the Board of Nursing  
for the period beginning upon passage of this act and through the  
fiscal year ending June 30, 2015 ..... \$66,000.00.

This additional appropriation is made for the purpose of supporting the implementation of a Nursing Simulation Lab on the campus of Mississippi Delta Community College.

**SECTION 22.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the General Fund, and allocated in a manner as determined by the Treasurer's office to the Mississippi Development Authority for the purpose of providing a grant to the National Aeronautics and Space Administration (NASA) for the relocation of the first stage of the Saturn V moon rocket to the Infinity Science Center located in Hancock County for the period beginning from and after passage of this act and through the fiscal year ending

June 30, 2016 ..... \$        400,000.00.

**SECTION 23.** In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is appropriated out of any money to the credit of the State General Fund, and allocated in a manner as determined by the Treasurer's office for the Department of Archives and History for the period beginning upon passage of this act and through the fiscal year ending June 30, 2016 ..... \$        100,000.00.

This additional appropriation is made for the purpose of providing a grant to the Senatobia Municipal School District to assist in paying costs associated with construction, reconstruction, repair, renovation and restoration of the historic

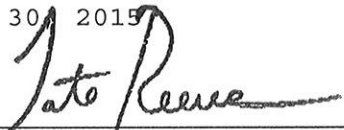


auditorium and classrooms and related facilities located on College Street in the City of Senatobia, Mississippi.

**SECTION 24.** The money herein appropriated shall be paid by the State Treasurer out of any money in the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers in the manner provided by law.

**SECTION 25.** This act shall take effect and be in force from and after its passage and through the fiscal year ending June 30, 2015, except for Section 1, Section 2, Section 3, Section 4, Section 5, Section 6, Section 7, Section 16, Section 18, Section 22 and Section 23, which shall take effect and be in force from and after passage of this act and through the fiscal year ending June 30, 2016; and Section 11, Section 12, Section 13, Section 14 and Section 15, which shall take effect and be in force for the fiscal year beginning July 1, 2015, and ending June 30, 2016.

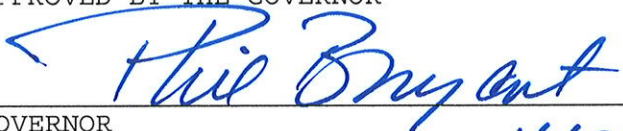
PASSED BY THE SENATE  
March 30, 2015

  
\_\_\_\_\_  
PRESIDENT OF THE SENATE

PASSED BY THE HOUSE OF REPRESENTATIVES  
March 30, 2015

  
\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED BY THE GOVERNOR

  
\_\_\_\_\_  
GOVERNOR

4/20/15  
7:46pm